DURANDO IS OFF THE JURY.

Justice Barrett Would Not Let Him Serve in the Mc-Laughlin Trial

JAMES PROTESTS IN VAIN.

The Failure of No. 6 to Know Complainant Tripler Declared Preposterous.

ELEVEN JURORS NOW IN THE BOX.

A Special Panel of 200 Talesmen Is on Hand to Fill the Vacancy.

William P. Durando, who was selected the sixth juror to try Police Inspector McLaughlin, was ordered out of the fury box this afternoon by Justice Bar

This leaves only eleven men in the box after three weeks of almost unremitting effort to secure a jury.

The attempt to complete the jury will be continued this afternoon. The McLaughlin jurors spent Sunday at the Broadway Central Hotel under

ose surveillance. themselves was cut from the papers before the jurors were allowed to read them, and all letters they wrote were upon by Capt, "Billy" Ricketts In the afternoon they went for an airthrough the Park and along River-

Jurors Taken to Court. The jurger were escorted to the Court

by Capt. Ricketts, ready to proceed with the serious business of the trial. The Court, however, was not ready to

The Court, however, was not ready to door.

Justice Harrett did not return the salutation, but announced that the court slightlity of William B. Durando to would take a recess till 2.30 P. M. serve as a juror had first been deter-At last Friday's session District-Attor-

ney Fellows had moved that Durando be dismissed from the jury box on the ground that he belonged to Gramercy Lodge No. 309, of the Ancient Order of United Workmen, or which Inspector McLaughlin and more than fifty other policemen were also members.

These facts did not come out when Durando was examined and accepted as a juror, but were subsequently discovered through the investigations of "The

affidavits covering the facts to Justice Barrett on Friday .n support of his motion to discharge Durando, and the the trial could proceed this morning. "The World" Exposed Durando.

The situation has been further complicated since the adjournment last week by the discovery by "The World" that Durando's son William is engaged to marry a daughter of Thomas E Tripler, a dealer in second-hand build ing material, who is one of the chie witnesses against Inspector McLaughlin One of the indictments now pending against the Inspector charges him having accepted a bribe of \$75 from Tripler on May 3, 1891.

Young Durando, who is twenty-two years old, has been acquainted with Miss Tripler for several years and their It was suggested that Juror Durando's intimacy with Mr. Tripler, who appears as one of the Inspector's accusers, might offset the influence supposed acquaintance with numerous police officers in the Ancien Order of United Workman might exert

New Panel of 200 Taleamen.

A new panel of 200 talesmen had been for this morning, as Cor. Fellows said, to provide for all contin gencies, as it was regarded as more than probable that Justice Barrett would decide to dismiss Durando. Justice Barrett took his seat on the

bench at 10.45 A. M., and Col. James, in behalf of the Inspector, at once moved that the proceeding against Durando be dismissed on the ground that the affidavits submitted by Col. Fellows were inas a juror. Justice Barrett refused to do this, and

Col. James took an exception to this ruling, and stated specifically that he objected to certain of the affidavits which had been submitted by the Dis-trict-Attorney in support of his mo-

"Is William P. Durando, jr., in court?" arked Col. Fellows. A young man with light blond hair and

a boyish face stepped forward and was sworn as a witness. He had been sitting beside his mother in the court-room.

Col. James Protests in Vain.

Col. James renewed his objection that there had been no sufficient challenge of the juror to warrant any such examination, but he was overruled.

Young Durando recognized his father in the jury hox, and said that he lived with him at 2n West Seventy first street. By Co. Fellows

G. Do yes know Thomas E. Tripler? A. Yes. our engagement known to your father! Ten at:

Q Did he give his consent to DT A No ext.

Q Why her? A I not not thate it necessary

Q Is your father enquanties with the takes

Col. James objected to all the questons but the hast one and then the

ared to be very well satisfied with the Detective-Sergeant Jacob Von Gerich. McKeon.

He said he was a mamber of Gramercy
Lodge No. 209, of the Ancient Grier of
United Workmen, and had been Master
and held other offices in the lodge. It
was a purely benevolent order. By Col
Fellows:

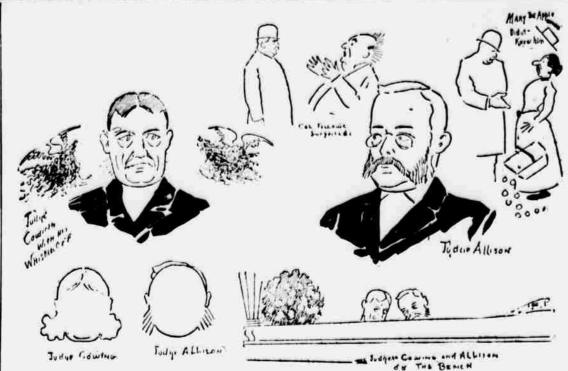
A Yes, a good many police officers in the Lodge!

A. Yes, a good many.

Q. Is My Durando here a member.

Is Mr. Durando here a member. A Yes, at least be was He was initiated, I by Did you know him. Did you know him personally? A Not Ly. Col. James

How many members has the lodge? A fourteen hundred I think. James entered a protest against resting easier this morning.



Judge Cowing with and Without His Whiskers, Which Took Flight To-Day and Judge Allison's First Appearance on the Bench

the whole proceeding, and declared that the character of a juror could not be attacked after he had once been accept-ed. The evidence, he said, was incom-petent and inadmissible.

Justice Barrett's Decision Justice Rarrett in his decision first considered Durando's failure to state his revious acquaintance with ex-Surrogate

evious acquaintance with ex-Surroga ollins, which he regarded as a cruck atter. He had given Durando a chanto correct his testimony on this point afterwards, but the latter had remained

afterwards, but the latter had remained silent.

"The most unfortunate feature of the whole affair," said Justice Barrett, "is that which relates to Tripler. It is difficult to see how he could have forgotien that he was about to become a relative of one of the chief complainants against the defendant.

"On no consideration would I allow a man to sit in the jury box who had I the slightest acquaintance with any of the complainants. This fact alone is sufficient to disqualify the juror.

"It would be a crying injustice to allow the trial to proceed with a juror who has occupied the position that he has in this case, and on all the facts I feel constrained to grant the motion."

Col. James took an exception, When Clerk Carroll told Juror Invando that he could go he got up and bowed to the Court.

"Thank you, Judge," he said with a "Thank you, Judge," he said with a

In four months he has been contin ually at work, with the exception of five days last week, and only two months of that time has he spent is any other than Part 1. The Recorder was late in getting to

work to-day, and it was after 11.30 be fore he began his charge. The Grand Jury for May is composed

James W. O'Brien, publisher, 210 West Thirty ith avenue; George S. Baxler, treasure

Recorder Goff said: re not chosen as jurors right, and you must not to set the world aright.

DEPEW CALLS ON STRONG.

ongratulates the Mayor on His Police Board Appointments. hauncey M. Depew called at th

congratulate the Mayor on his Police ministonership appointments

Died at the Age of 114. (Special to The Knesting World); Articles Statics, N. J. Meo 6 - Chicae Hands

It was said that he had simply calls

The filteral of Couries T inches, as not mean per of the five York Press Civil and and at one

Mr. Gresham Reating Ensier. WASHINGTON May 6 - Secretary Greenant is

The Justice Creates a Sensation in General Sessions.

Justice Allison Makes His First Appearance on the Bench.

But although he a to his place.

- Rallada of General Sessions.

whiskers. For nineteen years, three months and eight days his beautiful hirante growth lent to his face a benignity and dignity and serenity which made him a marked man among the judges of the Court of General Sessions.

But to-day they are gone! Judge Thomas Allison, who took his sent for the first time to-day in the Court of General Sessions, has gray side whickers much like Justice Cowing's

WENT GUNNING IN CUBA.

Iwo Young Students Arrested and Returned to New York. Among passengers to-day on the

man Travers. Both were recently students at the University of Virginia, and without their parents' knowledge or ensent sailed for Cuba by the Ward line steamer Yunur, which left New York April 25, on a hunting expedition. Their parents on learning of their sudien departure, notified the Secretary of State, who communicated with United States Consul Springer by cable, ask-

MRS. MEINECKE ARRESTED.

Sent a Letter to Ella Lawless and Got Into Trouble.

Mrs. Jennie Meinecke, of the Columbus Mrs. Ella Lawless, who is in Mein-

Me'necko says she can prove

Brockton Shoe Men Advance Prices. INCOTECTON MASS. May & .- Formation requires

Don't Want Faster Trolley Care. At a limiting of the Brooklyn Board of Aiden

WORK FOR LEGISLATORS.

Many Important Bills Up for Third

Reading To-Night. ALBANY, N. Y., May 6 .- The Senate has a big calendar to start with to-

r ght. Among the bills on third reading are:

Land's Greater New York bill.

Owens An act to regulate the price of electric lights in all the cities of the State having a population of 800,000 or over.

Kilburn's Providing for the appointment of a depity mine inspector by the Factory Inspector and defining his powers.

Kilburn's Providing for the appointment of a depity mine inspector by the Factory Inspector and defining his powers.

Significant Committee's To authorize the Board of Palice of the city of New York to reorganize the Police Department of the city of New York. Militin's An act to amend sections 316 and 317 of the Parameter of the city of New York. Militin's An act to amend sections 316 and 317 of the Parameter of the city of New York. Militin's An act to amend sections 316 and 317 of the Parameter of the city of New York. Militin's An act to amend sections 316 and 317 of the Parameter of the city of New York. Militin's An act to amend sections 316 and 317 of the Parameter of the city of New York. Militin's An act to amend sections 316 and 317 of the Parameter of the city of New York. Militin's An act to amend sections 316 and 317 of the Parameter of the city of New York. Militin's An act to amend sections 316 and 317 of the Parameter of the city of New York. Militin's An act to amend sections 316 and 317 of the Parameter of the city of New York and the city of New York or reorganize the Police Department of the city of New York. The foreign at 4.87 1-2 at 4.88, and 4.88 1-2 at 4.85 for demand. The market is affected their by the offerings of becurities for fereign account.

Commercial bar silver is unchanged at 4.87 1-2 at 4.88, and 4.88 1-2 at 4.85 for demand. The market is affected their by the offerings of becurities for fereign account.

Commercial bar silver is unchanged at 4.87 1-2 at 4.85, and 4.85 1-2 at 4.85 for demand. The market is affected to better.

Commercial bar silver is unchanged at 4.87 1-2 at 4.85 1-2 at 4.85 for demand. The market is affected tount.

Count.

Commercial bar sil

meters.

Railroad Committee—Requiring the use of safety fenders on all street surface cars operated by electricity in the city of Brooklyn and providing for the sight herest.

Recordings—Forest or the Insanc into a Seate hospital and to establish the Manhattan Siale Hospital.

Higgine—To amend the Transportation Corporations law, in relation to the Inspection of east the research.

seal distanton, but announced that the court would take a recess fill 230 P.M.

Trying to Fill Durando's Place.

At the opening of the afternon session, the effort to fill product she had to be the first talesmen called, Julius S. Aron, a Broadway millinery importer. The first talesmen called, Julius S. Aron, a Broadway millinery importer, stated very positive for the product of the coving had sacrificed his whiskers and the required about the Criminal Court Building this morning to the effect that Justice over positive for the product of t

plied the Governor, "but we can never be sure of anything in this world until lithous Central to occurs."

If the bill is returned with the Mayor's Legisle first Legisle If the bill is returned with the Mayor's

approval by Wednesday it will become a law before the end of the week, as the Vard line steamer Seneca, from Ha- Governor will sign it at once.

York bill.

Unless Senator Bradley or one of the three bolting Republicans vote for it the balloting on the bill will result in a tie-16 to 18.

The Flatt leaders say, however, one of the three Senators will come over and support the bill. They don't say which one.

NOT YET RACING LAWS.

The Gray, Raines and Wilds Bills Will Not Be Signed To-Day.

(Special to The Evening World.) ALBANY, May 6.—The three Racing bills passed by the Senate last week have been sent to the Statutory Re-Governor this afternoon.

He will not act upon them, however, until Wednesday, as he has promised to consider the brief filed by Anthony Comstock and intended to convince the Governor that the bills should not be

Tattersall's Suit to a Referee. Judge Lacombe, of the United States Circuit Court, to-day appointed Rasius S Eanson,

CAN RUN A BAR AGAIN.

Kilganuen's Second Effort to Get on the Police a Pailure. Justice Lawrence, in Supreme Court,

o-day denied the application of Will iam Kigannon for a writ of mamiamus to compel the Board of Police commisers to appoint him to a position on ustice Lawrence says he does not

Will Get Her Divorce.

Rose Steined applied to Justice Lawrence in the Eupreme clourt to-day for a fivores from her hosband. Henry Steined. The Steinels were

Mighest Price in Many Years Recorded for the Stock.

Bears Powerless to Check the Sharp Rise in Wall Street.

The bears were powerless to resist the liberal buying orders for stocks received by cable and the fact that the Sugar Trust made another advance in refined sugars this morning. The local traders took hold with a vim and it wa not long before an advance of 1-4 to 11-4 per cent, had been established all along

The feeling is growing more and more bullish and in some quarters a further large expansion of business is looked or before the close of the current week. The commission houses received a con iderable number of orders by mail and of the professionals who recently tried failed are once more working for higher prices.

It is stated that three-quarters of the

It is stated that three-quarters of the manufacturers of cordage and binder twine in number and in magnitude have given their adherence to the project of forming a fibre purchasing company.

The sharp advance in the price of spirits by the Distilling & Cattle Feeding Company is interpreted here as indicating that some new arrangement has been made between the Company and its competitors. President Rice will not admit this as a fact.

The Laclede Gaslight Company, of St. Louis, reports for April net earnings of \$60.303, an increase of \$3.968.

Money 1 1-2 per 201 on call, Foreign exchange is stil, easier, bankers \$00-day bills selling at 4.87 1-2 a 4.88, and 4.88 1-2 a 4.48 for demand. The market is affected chiefly by the offerings of bills against purchases of securities for fereign account.

country houses.

by Northern Pacific officials as an "equalization."

At the annual meeting of the stockholders of the New England Telephone and Telegraph Company, held in this city to-day, the old Board of Directors was re-elected with the exception of Frederick Ayer, who was succeeded by Charles F. Ayer. The stockholders have decided to rescind and annul the recommendation of the directors and the vote of the stockholders passed Feb. 2, 1886, creating preferred stock.

Stocks were in the main strong. Slight reactions brought on heavy buying orders, and quick railies ensued.

Sugar sold at 115, the best figure yet reached. Oregon Navigation jumpe 6 to 21. Reading sold down to 16 1-4 on rumors that the Olcat contingent had sold out and were now interested only in the junior mortgages.

The steamship Umbria, just arrived, brought \$1.09,000 gold, consigned to August Belmont & Co.

The Closing Quotations. for perjury.

Kan & Tex Kan & Tex pf
Lead Co pf
Lin Oil
Jersey Central

en & Gulf.

LOWER COTTON MARKET.

Good Crop and Weather News Sends Prices Down Ten Points.

The cotton market was 8 to 10 points The cotton market was 8 to 10 points lower on favorable weather and crop news from Texas and Alabama and disappointing Liverpool. The early sales included May at 6.58 a 6.59; June, 6.56 a dispersion of the defendant could be counsel for the defendant could be included May at 6.58 a 6.59; June, 6.50 a September, 6.61 a 6.63; October, 6.66 a 6.67. September, 6.50 a 6.71; December, 6.76 Jamiary, 6.82; February, 6.88; Wheat market about 1 l-2c, lower at New York, with July selling at 67:12 and September 68; Corn opened 1-2 a 3-4c, lower, July here at 54.3-8c.

After a Defaulting Bailroad.

6th Ave., 20th to 21st St.

THINA and GLASSWARE

Housekeepers desiring to replenish their supply of China and Glassware for country or seaside cottages would find it to their advantage to pay these departments a visit this week. The and THURSDAY will be following are only a few of the many good things

Dinner Sets.

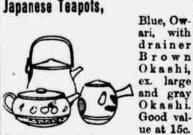


German China, 113 pieces, including soup tureen, imported to sell at 25.00. Reduced on account of slight imperfections to

Table Fern Dishes, 14.98 SET. Assorted decorations on American china, in-side earthen jar for growing plants, dark blue floral spray and These sets are just the thing for

Earthen Flower Pots, assorted colors, suitable for Spring plants,

39c. EACH.



10c. EACH. Sugar and Cream Sets.

Japanese, China, Assorted decorations, Regular value 55c., 39C. SET.

Flower Vases. Imitation Cut Glass, in five sizes. 10c. Ea. 6 inch 15c. 10 · 25c. · 35c.

Real Cut Glass, deep as cut. Regular price Cuspadores,

signs,

pansy decorations.

Cups and Saucers,

1.48 EACH.

Japanese china choco

late and after dinner

cups and saucers;

sorted shapes and de-

1.45 EACH.

Decorated China,

nicely decorated, as

25C. EACH.

full size, neat dec orations. Regular price elsewhere 35c. EACH.

All purchases delivered by exress free of charge at any point

Lincoln Lithia IN THE "BIGTHREE'S'

with Perjury.

Said to Be the First Case in the History of the Navy.

A Naval Court-Martial convened at the Brocklyn Navy-Yard this morning to try Medical Inspector Kershner on charges of violating a naval rule in giving publicity to matters pertaining to the service, and the second one

on the cruiser New York, while at Bridsetown. Barbadoes. The master of Morris & Mitchell, brought a large numa bark requested medical assistance for ber of buyers from the various mercanone of his crew, who had been poisoned. Capt. Evans directed Kershner to go to the sid of the man and do all in his power. He refused on the ground that the man might be suffering from a con-tagious disease. the man might be suffering from a contagious disease.

Aimiral Meade then issued a mandatory order which Kershner obeyed.

Some spacy correspondence followed the incident, and it al. found its way into it the columns of a New oYrk paper.

It is alteged that Dr. Kershner sent copies of Capt. Evans's report of the dispute to two retired havai officers.

This action, by maritine rules, is unlawful, and the medical inspector was questioned about it.

He then declared on oath that he had not sent the copies of the report as alleged.

It is claimed that by swearing thus by, Kershner perjured himself, and for that offense he has been brought to triat. This is said to be the first case on record where a naval officer has been

perjury.

pertimartial is made up of the following officers: Itear-Admiral J. G. Walker, President;

Dr. Kershner's counsel are Joseph H. Choate and E. B. Hinsdale, The court-martial room was hung in The court martial room was hung in flags to day, and all the officers, including the accused man, appeared in full uniform.

The room was cleared and the court went into executive sesion while the went into executive sesion while the Mr. Choate was absent to-day, and

present.
A recess was taken for two hours until the motion could be telegraphed to Secretary Herbert and his reply re-

Application was made in the Supreme Court, Brooklyn, to-day by the Long Island Trust Company, for the appointment of a receiver for the Long Island City and Newtown Railroad. The wint around the great table, It was more like a scene in some regimental mess like a scene in some regimental mess built than a grave court-martial, property for 1100,000. Decision was reserved.

Reserved.

The officers were in good humor, and is the only True Ricod Purifier prominently in the public eye to-day. Be sure to get Hood's and only Hood's.

Hood's Pills easy to buy, easy to take, Kershner and his counsel, who sat

within 100 miles of New York. apart at a smaller table, alone were Medical Inspector on Trial Charged

stient.

An orderly entered at 3.30 with a telegram for Admiral Walker. It was from the Navy Department and granted the request for a week's adjournment.

The court was then adjourned until next Monday at 12 M.

WASHINGTON, May 6 - The Supreme Court of the United States to-day rendered a decision in the case of David B. Sayre involving the con-stitutionality of the Court-Martial law, appeale from the Circuit Court of Virginia, which ha-released Sayre on a writ of habeas corpus. I reversed the judgment of the Court below.

SELLING JAFFRAY STOCK.

Many Buyers and a Brisk Deman for Goods.

The continuation of the peremptor auction sale of the entire stock of E. S. The trouble grew out of an incident Jaffray & Co., of 350 Broadway, by tile establishments in this city, who tile establishments in this city, who made large purchases of the linen and white goods this afternoon.

Lot No. 4. comprising the stock in the white goods department, which was offered for sale this morning, commanded a brisk demand.

The imported Helfast linen found willing purchasers at 12 cents per yard, lit was noticeable that the attendance was much larger than that of the previous days of the sale.

From "Fantasma" to Court. sama." was held in \$1 000 hati rant charging him with assault on Henry Carr. a candy manufacturer, of 175 Bleecker street. He sharces that, Buttle assaulted him because he ap-peared as a complainant in the Police Court against Diek Otten.

aught fire yesterday while speeding near One

purifier, Hood's Sarsaparilla, which will over

Hood's Dr. Kershner refused to discuss his use. He seemed confident, however, of the seemed confident, however, of the seemed confident, however, of the seemed confident in the court-martial reconvened his afternoon there was some delay that Secretary Herbert's answer was

DUNN SAYS

the weather will be fair to-day and tomorrow.

Grocery Dept.

TUESDAY, WEDNESDAY "SPECIAL PRICE" days this week. Housekeepers would do well to take advantage of the value quoted below.

TEAS in original Caddles. Just the thing for families leaving town for country or seaside

"Maddock's" Por-

celain, dainty vio-

Made to sell for

10.00, will

decorations

5 lb. Caddies Finest Formosa Oolong, usual price 1.00 per lb. lb. Caddies very fine Oolong for . . . 2.00 lb. Caddies very fine English Breakfast for . 3 lbs. Fine Mixed Tea for 1.00 5 lbs. Good Mixed Tea for 3 lb. cans Boston Baked Beans for . . . Lunchecn size cans of Boston Baked Beans l lb. Lunch Tongue . . 28c. 3 lb. cans Sweet Potatoes.

2 lb. cans Salmon, solid packed 2 lb. cans Roast Beef. . 19c. 2 lb. cans Corn Beef . . 19c. 2 lb. cans Armour Whole Rolled Ox Tongue . . 59c. Cutting, same design 1 lb. cans Sweetbreads . 200. 3 lb. cans L. I. Asparagus 240. 3 lb. cans L. I. Asparagus tips 22c. 3 lb. cans White Nectarines 18c. Gallon cans solid packed Tomatoes . . . 20c. Gallon cans N. Y. State Apples 26c.

> New Canton Ginger, full pots Same, in half pots . . SOLE AGENTS IN

N. Y. STATE

Oil, Flour and Leather Trusts

He Can Fight the Beef Barons, but Necessities He Must Have.

With a corner in the beef market, a corner in leather, the man who has a family to support and only a pair of hands to do it with is hard pushed for

He must pay from 5 to 10 cents a pound more for beef, 7 to 10 cents more for kerosene, a dollar a barrel more for flour and from \$1 to \$2 more for every pair of shoes worn by himself, his wife or bairns-and all that the "Big Three," the Standard octopus, the manipulators of wheat and the \$120,000,000 Leather Trust may declare larger didvidends, for neither of these

trade combines complained of losses in business while prices were low. "The Evening World" has suggested a remedy that lies in the power of the people. Take a family of five. It consumes, say, ten pounds of beef in a Augustus Bittle, a stage carpenter for "Pan- week. That's a low estimate. It's 520 this morning by pounds a year. Prices have been adterorder Goff. He was arrested on a bench war- vanced 5 to 10 cents a pound, according to the cut, within four months. Take the lowest figure, 5 cents, and the family of five persons asked to pay to tainst Dieg Otten.

Flying Troiley Car on Fire.

A crowded Union Railway Company troiler car family uses first-class beef, it will beat the Trust out of it. If the family uses first-class beef, it will beat the Trust out of 5.2. There are 600.05 families of five in the metropolitan distincted and Forty-first street. The passengers alone for one week they would make a cre alarmed, and in the general rush from the trust and if they all let beef severely alone for one week they would make a creating and the fire extinguished.

That would bring the Beef Trust considerable and the fire extinguished.

That would bring the Beef Trust considerable to their sense, maybe.

Unless the Attorney-General acts, however, there seems to be no chance of relief from the demands of the flour and leather barons. Their outputs are necessities. Take the lowest figure, 5 cents, and the

Your Blood
should be cleaned, purified and invigorated it you expect to enjoy good health through the country summer. Pure blood is the great requisite or good health, because the blood is the vital duld which carries nourisimient and support to all the organs of the body. Make your blood pure now by the use of the great blood purifier, Hood's Sarsaparilla, which will over.

1864 Park avenue, to-day confessed judgment for \$7 188 to David Wright for money loaned. Thou F Byrne was appointed receiver of the rents of the five-story teterment-house, til East time Hun-dred and Twelfth street, in a suit brought in fore-closure proceedings by John J. Hell against Pietra La Martia.

Tom Sam and sixteen other Chinamen were ar-rested last night for gambling at 3 Doyers street. They were locked up in the Elizabeth street tion.

You will earn money by buying carpets and rues at Comparthwair's, 104 West 18th st. sear 6th ave.